

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

Pamela Sims

v.

Civil No. 10-cv-00185-JL

Sig Sauer, Inc., et al.

**ORDER AFTER PRELIMINARY**  
**PRETRIAL CONFERENCE**

The Preliminary Pretrial Conference was held in chambers on  
**October 28, 2010.**

The Discovery Plan (document no. 10) is approved as  
submitted, with the following changes:

- Close of discovery - **July 22, 2011**
- Close of expert discovery - **July 15, 2011**

Plaintiff's expert disclosure - **April 15, 2011**

Defendant's expert disclosure - **June 15, 2011**

Supplementation - **July 15, 2011**

- Summary judgment deadline - **August 1, 2011**
- Jury trial - **December 2011**

Based on the discussions between the court and counsel at  
the conference, the following are **stricken** without prejudice to  
being reinstated on request if warranted by the evidence:

- the plaintiff's claims for assault and battery, unless counsel files a notice on or before **November 15, 2010** that the plaintiff intends to pursue them.

- the following affirmative defenses: #2 (statute of limitations).

**Summary Judgment.** The parties and counsel are advised that compliance with Rule 56(e) and Local Rule 7.2(b), regarding evidentiary support for factual assertions, and specification and delineation of material issues of disputed fact, will be required.

**Discovery disputes.** Discovery disputes will be handled by the undersigned judge, as opposed to the Magistrate Judge, in the normal course. No motion to compel is necessary. The party or counsel seeking discovery-related relief should confer with adverse counsel to choose mutually available dates, and then contact the Deputy Clerk to schedule a conference call with the court. The court will inform counsel and parties what written materials, if any, should be submitted in advance of the conference call.

Customary motions to compel discovery, while disfavored by the undersigned judge, are nonetheless permissible. If counsel prefer traditional discovery litigation to the conference call procedure set forth above, any such motion to compel should

expressly request, in the title of the motion, a referral to the United States Magistrate Judge. Such referral requests will normally be granted. If the Magistrate Judge is recused, alternate arrangements will be made.

**SO ORDERED.**

  
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Joseph N. Laplante  
United States District Judge

Dated: October 28, 2010

cc: John P. Sherman, Esq.  
Debra Weiss Ford, Esq.